

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent: Troy McDonald

Title: Joint Lines Specialist-ME, VT & NH

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-4A Follow-Up VZ – Following up on responses to Staff 4-4 Revised, some of the municipalities responded that they have a long-standing practice of using space on the poles for municipal purposes. Some municipalities responded that they have copies of pole licenses from the late 19th or early 20th centuries that specifically reserve space on the poles for municipal purposes, but many municipalities do not have municipal records that go that far back. Does Verizon possess any pole licenses that reserve space for municipal purposes on poles? If so, please provide representative copies of any such pole licenses, by municipality, that reserved space for municipal purposes on the pole.

REPLY: The Verizon NH right of way office does not have any pole licenses on file dating from the period specified.

VZ #197

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent:

Title:

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-4B Follow-Up Municipalities – Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that municipalities are entitled to attach or place wires on or in utility-owned poles and conduit, respectively, without payment of attachment or conduit fees. If this is the position followed by your municipality, please explain your position in detail.

REPLY: Verizon NH response not required.

VZ #198

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent:

Title:

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-4C Follow-Up Municipalities – Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that municipalities are entitled to attach or place its wires on or in utility-owned poles and conduit, respectively, without payment of make-ready, engineering or survey costs associated with the attachment or placement of its wires on utility owned poles and conduit, respectively. If this is the position followed by your municipality, please explain your position in detail.

REPLY: Verizon NH response not required.

VZ #199

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent:

Title:

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-4D Follow-Up Municipalities - Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that existing attachers, including the utility that owns the pole, are required to bear costs for make-ready (rearrangements, etc.) if modifications to poles are caused by a municipality's request to attach its wires. If this is the position followed by your municipality, please explain your position in detail.

REPLY: Verizon NH response not required.

VZ #200

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent:

Title:

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-4E Follow-Up Municipalities - Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that utilities should or are required to reserve space on poles for municipal use. If this is the position followed by your municipality, please explain your position in detail, including how this is not discriminatory under federal law relative to other attachers.

REPLY: Verizon NH response not required.

VZ #201

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent:

Title:

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-4F Follow-Up Municipalities - Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that utilities can require telecommunications and cable television pole attachers to remove or rearrange their wires without at least 60 days prior written notice, absent an emergency situation for which advance written notice is impractical. If this is the position followed by your municipality, please explain your position in detail.

REPLY: Verizon NH response not required.

VZ #202

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent:

Title:

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-4G Follow-Up Municipalities – Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that municipalities are not counted as attachers for purposes of apportioning the cost of unusable space under the FCC's pole-attachment rate formula applicable to telecommunications carriers. If this is the position followed by your municipality, please explain your position in detail.

REPLY: Verizon NH response not required.

VZ #203

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent:

Title:

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-4H Follow-Up Municipalities - Please list the attachment rates per solely-owned and jointly-owned utility poles per year that you pay or have paid to utilities in New Hampshire, identifying the specific rates for each utility. Similarly, please also list the conduit rates per utility that you pay or have paid.

REPLY: Verizon NH response not required.

VZ #204

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent:

Title:

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-4I Follow-Up Municipalities - Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that the FCC prohibits utilities from charging municipalities or individual parties for relocating poles, whether temporarily or permanently, when done at the municipality's or individual's request. If this is the position followed by your municipality, please explain your position in detail.

REPLY: Verizon NH response not required.

VZ #205

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent:

Title:

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-5A Follow-Up Municipalities – Please describe what types of communication cable(s) you are running in the municipal space and their use, other than from traditional fire/police signal cable.

REPLY: Verizon NH response not required.

VZ #206

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent: Gloria Harrington

Title: Manager

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-6A Follow-Up VZ – In your response to Staff 4-6 you stated that unauthorized attachments that do not conform to Verizon’s pole attachment agreement must be removed. In your response to Staff 4-10 you stated that “Verizon New Hampshire does not keep records of municipalities that have one-way, low-voltage police and fire signaling circuits attached to Verizon NH’s solely owned, joint owned or joint use poles.” Are the wires and signaling circuits referenced in your Response to Staff 4-10 considered authorized by Verizon, in spite of the fact that no pole attachment agreements have been executed with most municipalities, and Verizon does not keep records of which municipalities have such wire?

REPLY: Historically, Verizon NH has allowed municipalities to attach one-way, low-voltage police and fire signaling circuits to Verizon NH’s solely owned, joint owned or joint use poles, without requiring a pole attachment agreement be executed. Verizon NH will continue to voluntarily donate space, where available, in a conduit or on a pole in accordance with the applicable Joint Use Agreement with each electric company for the placement of a municipality’s one way, low voltage traditional fire and police signaling circuits.

VZ #207

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent:

Title:

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-6B Follow-Up NHDOT - Please provide any procedures and actual practices that guide the State of New Hampshire or its subcontractors when placing, replacing, maintaining and repairing communication equipment for intra-governmental purposes on poles.

REPLY: Verizon NH response not required.

VZ #208

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent: Troy McDonald

Title: Joint Lines Specialist-ME, VT & NH

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-8A Follow-Up Electrics & VZ – Do tri-company ownership agreements / IOPs exist between the parties when an electric company, Verizon and an Independent Telephone Company (ITC) occupy a pole? If so, please provide a copy of a tri-company Joint Operating Agreement and IOP involving Verizon, an electric company and an ITC.

REPLY: Yes, Verizon has a multi-party agreement with Public Service of New Hampshire and Merrimack County Telephone Company, dated October 1, 1981, which governs a total of seventy-five (75) poles. The agreement also includes the Continental Telephone Company of New Hampshire which was acquired by Merrimack County Telephone Company. In general, Verizon NH does not share ownership of a pole with multiple parties. If both Verizon and an ITC are attached to the same pole, either one or the other is the sole owner or joint owner/user and the other is attached to the pole as a licensee. The relevant agreement is available only in paper form; therefore, two copies only are being provided to staff. Copies will be made available to other parties upon request.

VZ #209

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent: Gloria Harrington

Title: Manager

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-8B Follow-Up VZ – Please explain the relative attachment positions of Verizon cable and the cable of an ITC on a tri-party pole as described in DR 4-8A above. Is Verizon always attached below the ITC? Does it vary depending on whose franchised exchange a pole is sitting in, who has attached first or for any other reason? Please explain the standard practice.

REPLY: The location of Verizon NH's attachments with respect to the attachments of an ITC also located on the same pole is based on several factors: 1) comparative weight of each entity's attachment, 2) consideration for maintaining same relative position for each attacher on the pole, 3) the amount of communications space available on the pole and 4) the order in which each attacher gained access to the pole. In the multi-party agreement provided in Verizon NH's response to Staff 4-8A Follow-Up, the assignment of space is as follows, starting with the highest position: PSNH, Verizon NH, Continental Telephone Company and, finally, Merrimack Telephone Company.

VZ #210

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent: Gloria Harrington

Title: Manager

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-8C Follow-Up VZ – If an ITC is considered a licensee on a Verizon pole, or Verizon is treated as a licensee on an ITC pole, does the pole owner dictate the relative attachment position of the licensee on that pole?

REPLY: Generally the pole owner(s), in accordance with the specific terms and conditions of the Joint Agreements/IOPs and Pole Attachment Agreements which may exist between the parties, determines the attachment position for each licensee on a pole after careful consideration of the four factors listed in Staff 4-8B Follow-Up.

VZ #211

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent: Gloria Harrington

Title: Manager

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-8D Follow-Up VZ – If an ITC, as a licensee, needs to attach to a pole Verizon jointly owns with an electric company, does Verizon require the ITC to pay for Verizon to lower its attachments on the pole to make room for the ITC's facilities? If Verizon, as a licensee, needs to attach to a pole the ITC jointly owns with an electric company, is Verizon required to pay the ITC to lower its attachments to make room for Verizon's facilities or is Verizon able to run below the ITC in this case?

REPLY: Based upon a review of the one New Hampshire agreement where the ITC is a licensee and is attached to Verizon NH poles, the ITC is required to pay survey and make-ready fees as well as pole attachment fees. If Verizon NH is the licensee, it would comply with the ITC's requirements in accordance with the License Agreement negotiated with the ITC and the Electric Company.

VZ #212

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent: Gloria Harrington

Title: Manager

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-13A VZ - Following up on Response to Staff 4-13, please provide policy and
Follow-Up procedure for a municipality that already has equipment on a pole to over
lash cable or wire to its own existing equipment on the pole.

REPLY: If the municipality has equipment on Verizon NH's pole that is authorized and licensed under the terms and conditions of a pole attachment agreement, the policy and procedure for overlash cable or wire to the existing attachments would be the same as described in Verizon NH's response to Staff 4-13. If the equipment already on the pole consists of one way, low voltage traditional fire and police signaling circuits, and the municipality wished to overlash cable or wire for an intra-governmental network for government use only, or to provide competitive services to the general public, the policies and procedures as described in Verizon NH's responses to Staff 4-4 and 4-5 would apply.

VZ #213

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent: Serge LaPrise
Title: Manager – OSP Engineering

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-19A VZ - Following up on Response to Staff 4-19, please clarify the number
Follow-Up of engineers dedicated to managing NH DOT road work and larger
municipal projects. Is one engineer assigned to each project or is one
engineer assigned to cover all projects?

REPLY: Verizon NH has one dedicated project manager who oversees and
administers all of the NH DOT projects. The project manager will
assign a DOT project to a Verizon NH or contract engineer. The project
manager may make engineering decisions on individual jobs but his or
her primary role is to assign the work and manage the resources. The
number of engineers dedicated to NH DOT work varies with the volume
of work at any given time.

VZ #214

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent: Serge LaPrise
Title: Manager – OSP Engineering

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-21C Follow-Up Electric, VZ, NHDOT, Municipalities – Please describe how scheduling changes for public works projects are recorded and tracked by your organization. Please provide sample documentation from a job completed after January 1, 2005.

REPLY: Scheduling and priority changes are discussed monthly at meetings with Engineering, Construction and the NH DOT. These meetings are held in Concord at the DOT offices. Verizon NH tracks changes to jobs in a database. A sample of documentation from a job that Verizon NH completed after January 1, 2005 follows:

CONWAY 11339I (US 302 & NH 16; Construction & Roadway improvements from just north of Memorial Hospital to NH 16A in Bartlett & signalize @ NH 16A.)

Comments: 1AAACD Pole Job
1AA01B Cable Job

9/1/2004 – If ROW is not acquired in time – pole placements will have to be put off until spring.

10/14/2004 – NHDOT Survey is to be taking place – Verizon's job has been authorized for pole placements. After review of staked locations, job will be issued to the field.

Next Meeting – mention clearing for relocations.

12/2/2004- Poles staked 1 month ago, Job in schedule for end of December. Poles have been ordered. Verizon will take 4 weeks for placement. Tree cutting required by state DOT for some poles.

1/25/2005- PRE-CON held in North Conway on 1/18/2005. Discussed tree clearing required for remaining pole sets and Verizon's cable placement. Approx. 8 poles waiting for tree removals. Job is in current schedule to complete remaining pole sets. Cable job will follow power co. transfers.

03/31/2005 - Pole sets complete, however POWER CO. and VERIZON have encountered a problem with one resident [customer name deleted] see e-mail dated 3/28/2005 from VZ Dick Christopher to DOT Jarrett Roseboom. Power Co. cannot move forward until issue with landowner is resolved. Need DOT to step in and help resolve.

5/12/2005 - "SENSITIVE AREA" 3 Pole relocations required due to customer complaints.

- 1) [Customer name deleted]...Verizon will relocate pole from in front of the [customer name deleted] property to a new location 4' North, Land owner has no problem with new pole location, however, wants anchor hidden with a shrub.
- 2) [Second customer name deleted]... Verizon will relocate pole away from her SIGN.
- 3) Stonehurst Manor Dr.... Verizon will relocate pole away from SIGN. At owners request.

6/13/2005 - Pole Sets Complete, waiting other utilities.

11/10/2005 - Waiting LTS and CATV...LTS left job for some time in OCT due to Hurricane. They have placed their cable and working on transfers.

1/12/2006 - 1AA01B Cable Estimate issued August 2005.
Notified by DOT that Power and CATV completed on 1/9/2006 VZ construction in progress. Working towards April deadline.

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent: Serge LaPrise
Title: Manager – OSP Engineering

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-21D Follow-Up VZ - Following up on Response to Staff 4-21, in your response, you noted that Verizon seeks assistance from municipalities working cooperatively with utilities to resolve issues such as “private property road blocks relating to the location of supporting structure, tree trimming and working with all utilities in resolving conflicts...” Would you define the terms in your statement in more detail so that we might understand how the municipalities might assist Verizon with regard to private property issues?

REPLY: In many instances with municipal roadwork, Verizon NH is required to place poles at the very edge of the ROW. In the event an anchor or push brace is required, it falls on private property and it becomes Verizon NH’s responsibility to secure the necessary permits. Verizon NH also secures permission for tree trimming of any trees on private property. When permission for necessary structure or trimming is difficult to obtain, it would be beneficial to all utilities if the municipalities would work with the utilities and contact the landowners to explain the benefit and necessity of the proposed work to help secure permissions.

VZ #218

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent: Serge LaPrise
Title: Manager – OSP Engineering

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-22A Follow-Up VZ - Following up on Response to Staff 4-22, other than placing or replacing a pole in the same or approximately the same location, pursuant to RSA 231:171, does your company notify and/or seek permission from municipalities for access to the municipal right-of-way for emergency and routine maintenance of equipment in the right of way?

REPLY: No. Also see Verizon NH's responses to Staff 2-6 and 2-34.

VZ #219

**Verizon New England Inc.
d/b/a Verizon New Hampshire**

State of New Hampshire

Docket No. DM 05-172

Respondent: Gloria Harrington

Title: Manager

REQUEST: New Hampshire Utilities Commission Staff, Set 4 Follow-Up

DATED: June 23, 2006

ITEM: Staff 4-23A Follow-Up VZ - Following up on Response to Staff 4-23 and 4-10, you responded that all communications with municipalities with equipment on the poles in the communication space are conducted pursuant to the information provided in the pole attachment agreement executed with Verizon. For those municipalities with equipment on the poles for which Verizon does not maintain any record, noted in your Response to Staff 4-10, please provide your procedures and actual practices for communicating with those municipalities that have equipment on the poles but no pole attachment agreement.

REPLY: Please see Verizon NH's responses to Staff 1-19, 1-20, 1-21 and 1-22.

VZ #220